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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/509,946	04/22/2005	Jeffrey Scott Callander	259749US6PCT	4981
22850 C. IRVIN MCC	7590 12/19/2006 EXAMINER			INER
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.			NELSON JR, MILTON	
1940 DUKE ST ALEXANDRIA		•	ART UNIT .	PAPER NUMBER
	., ===		3636	
			· MAIL DATE	DELIVERY MODE
			12/19/2006	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/509,946	CALLANDER, JEFFREY SO	CALLANDER, JEFFREY SCOTT	
Examiner	Art Unit		
Milton Nelson, Jr.	3636		

The MAILING DATE of this communication appears on the cover sheet with the correspondence address	
THE REPLY FILED 07 November 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.	
1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.3 a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the time periods:	ich 31; or (3)
a) \square The period for reply expires 4 months from the mailing date of the final rejection.	
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.	
Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITTON MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).	
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension and the corresponding amount of the fee. The appropriate extension and the corresponding amount of the fee. The appropriate extension and the corresponding amount of the fee. The appropriate extension and the corresponding amount of the fee. The appropriate extensions are considered and the final office action of the final office action of the final office action of the final rejection, even if the final rejection of the final rejection, even if the final rejection of the final rejection, even if the final rejection of the final rejection, even if the final rejection of	nsion fee n; or (2) as
2. The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the	e date of
filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appear a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).	
AMENDMENTS	
3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below);	
(b) ☑ They raise the issue of new matter (see NOTE below); (c) ☑ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issu	ues for
appeal; and/or	•
(d) They present additional claims without canceling a corresponding number of finally rejected claims.	
NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).	
4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-	324).
5. Applicant's reply has overcome the following rejection(s):	
 Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canon non-allowable claim(s). 	
7. Solution For purposes of appeal, the proposed amendment(s): a) solution will not be entered, or b) solution will be entered and an explanation how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows:	tion of
Claim(s) allowed: <u>None</u> . Claim(s) objected to: <u>None</u> .	
Claim(s) objected to <u>None.</u> Claim(s) rejected: <u>10-19</u> .	
Claim(s) withdrawn from consideration: None.	
AFFIDAVIT OR OTHER EVIDENCE	
8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is neces was not earlier presented. See 37 CFR 1.116(e).	sary and
9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to pr showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).	be ovide a
10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.	
REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance bec	ause:
12 Note the attached information Displacure Statement(s) (DTO/SD/09) Paper No/s)	
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s) 13. ☑ Other: See Continuation Sheet.	
To. 23 Other. See Continuation Street.	
Milton Nelson, Jr. Primary Examiner Art Unit: 3636	
All Olin, 5000	

U.S. Patent and Trademark Office PTOL-303 (Rev. 08-06)

Continuation of 3. NOTE: The recitation of an arc of "16-22" degrees does not appear to be supported by the originally filed disclosure, and represents new matter/issues.

Continuation of 13. Other: The replacement drawings have not been entered since the specific arcs defined thereon do not appear to be supported by the originally filed disclosure.